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**DECLARATION - USA PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled **IMPLANTABLE HEART ASSIST SYSTEM AND METHOD OF APPLYING SAME**; the specification of which is attached hereto;

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above;

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56;

I hereby claim the benefit under Title 35, United States Codes § 119(e) of any United States provisional application(s) listed below.

Application No.: 60/061,434

Filing Date: October 9, 1997

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below, and insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56, which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Prior U.S.A. Application(s)

Application No.: 09/289,231

Filing Date: April 9, 1999 Status: Pending

Application No.: 09/166,005

Filing Date: October 2, 1998 Status: Pending

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful, false statements may jeopardize the validity of the application or any patent issued thereon.

Page 2

Attorney's Docket No. FORFLOW.001CP2

Full name of first inventor: **Steyen F. Bolling, M.D.**

Inventor's signature *Steyen F. Bolling*

Date 12/23/99

Residence: **3456 Daleview, Ann Arbor, MI 48105**

Citizenship: **United States**

Post Office Address: **as above**

Full name of second inventor: **Morteza Gharib, Ph.D.**

Inventor's signature \_\_\_\_\_

Date \_\_\_\_\_

Residence: **556 S. Berkeley Avenue, San Marino, CA 91108**

Citizenship: **United States**

Post Office Address: **as above**

Full name of third inventor: **Gabriel Aldea, M.D.**

Inventor's signature \_\_\_\_\_

Date \_\_\_\_\_

Residence: **The Highlands, Seattle, WA 98177**

Citizenship: **United States**

Post Office Address: **as above**

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Full name of first inventor: **Steven F. Bolling, M.D.**

Inventor's signature \_\_\_\_\_

Date \_\_\_\_\_

Residence: **3456 Daleview, Ann Arbor, MI 48105**

Citizenship: **United States**

Post Office Address: **as above**

Full name of second inventor: **Morteza Gharib, Ph.D.**

Inventor's signature *Morteza Gharib*

Date *Dec 21, 99*

Residence: **556 S. Berkeley Avenue, San Marino, CA 91108**

Citizenship: **United States**

Post Office Address: **as above**

Full name of third inventor: **Gabriel Aldea, M.D.**

Inventor's signature \_\_\_\_\_

Date \_\_\_\_\_

Residence: **The Highlands, Seattle, WA 98177**

Citizenship: **United States**

Post Office Address: **as above**



Page 3

Attorney's Docket No. FORFLOW.001CP2

Full name of fourth inventor: **Mary Lynn Gaddis**

Inventor's signature Mary Lynn Gaddis

Date 12/22/99

Residence: **339 Cherry Tree Lane, Newport Beach, CA 92660**

Citizenship: **United States**

Post Office Address: **as above**

Full name of fifth inventor: **Anthony J. Viole**

Inventor's signature \_\_\_\_\_

Date \_\_\_\_\_

Residence: **24 Camarin Street, Foothill Ranch, CA 92610**

Citizenship: **United States**

Post Office Address: **as above**

Send Correspondence To:  
**KNOBBE, MARTENS, OLSON & BEAR, LLP**  
**Customer No. 20,995**

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122099

Full name of fourth inventor: **Mary Lynn Gaddis**

Inventor's signature \_\_\_\_\_

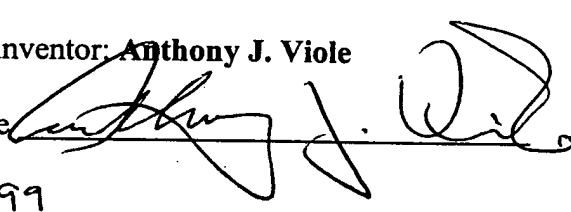
Date \_\_\_\_\_

Residence: **339 Cherry Tree Lane, Newport Beach, CA 92660**

Citizenship: **United States**

Post Office Address: **as above**

Full name of fifth inventor: **Anthony J. Viole**

Inventor's signature  \_\_\_\_\_

Date 12/21/99 \_\_\_\_\_

Residence: **24 Camarin Street, Foothill Ranch, CA 92610**

Citizenship: **United States**

Post Office Address: **as above**

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